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AT DANVILLE, VA
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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

MAYNARD ORVILLE OVERTON,
Plaintiff,

v.

ATTORNEY GENERAL OF VIRGINIA,
Defendant.

)
) Civil Action No. 7:08-cv-00447
)

) DISMISSAL ORDER
)

) By: Hon. Jackson L. Kiser
) Senior United States District Judge

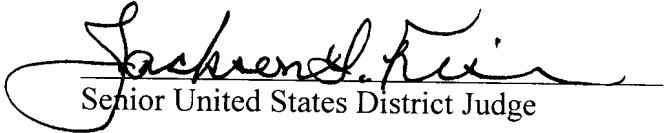
In accordance with the Memorandum Opinion entered this day, it is now

ORDERED

that Overton's pleading is **CONSTRUED** as a petition for writ of habeas corpus, pursuant to 28 U.S.C. § 2254; and this action is **DISMISSED** without prejudice as successive and **STRICKEN** from the active docket of the court.

The Clerk is directed to send a copy of this Order and the accompanying Memorandum Opinion to petitioner.

ENTER: This 8th day of August, 2008.


Senior United States District Judge